

FILED

OCT 21 2005

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RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12  
13

14 UNITED STATES OF AMERICA, )  
15 Plaintiff, ) No. CR05-00308-DLJ  
16 v. ) STIPULATION AND ORDER TO  
17 LUIS VENEGAS, ) CONTINUE SENTENCING  
18 Defendant. ) HEARING DATE  
19 \_\_\_\_\_ Date: October 28, 2005  
20 Time: 10:00 a.m.  
21 Court: Hon. D. Lowell Jensen  
22 U.S. District Court  
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25 This matter is currently set for sentencing on October 28, 2005. The parties submit this  
26 stipulation jointly to request that the matter be continued for one week until November 4, 2005, for  
the reasons set forth below. Defense counsel was unexpectedly out of the office due to illness  
from October 10 until 17, and will be out again for a medical procedure on October 21<sup>st</sup>. Due to the  
these absences, defense counsel requests one additional week to complete sentencing preparations  
and file a sentencing memorandum on behalf of Mr. Venegas. In light of these circumstances, the  
government has no objection to the proposed continuance. The Probation Officer has no objection

1 and will be available on October 28, 2005.

2 SO STIPULATED.

3 Dated: October 21, 2005

4 /S/

5 KIM BRIGGS  
Assistant United States Attorney

6 SO STIPULATED.

7 Dated: October 20, 2005

8 /S/

9 HILARY A. FOX  
Attorney for Defendant Venegas

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SIGNATURE ATTESTATION

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I hereby attest that I have on file all holograph signatures indicated by a "conformed"

signature ("S/") within this efiled document.

14

Dated: October 21, 2005

/S/

15 MARILEE BARBEAU  
Legal Secretary

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ORDER

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Good cause appearing therefore, and pursuant to the stipulation of the parties, it is hereby  
ORDERED that the sentencing hearing in this matter is continued to Friday, November 4, 2005, at  
10:00 a.m.

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IT IS SO ORDERED.

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Dated: Oct 21, 2005



D. LOWELL JENSEN  
United States District Court